



CITIZEN POLICE ADVISORY REVIEW BOARD MEETING MINUTES

Chair Hart called the regular meeting of the Citizen Police Advisory Review Board (CPARB) to order on Tuesday, May 18, 2004 at 5:32 p.m. in the Mayor and Council Chambers, City Hall, 255 W. Alameda, Tucson, Arizona.

Commission Members	Representing	Present/Absent
Suzanne Elefante	Mayor	Present
Ida Wilber	Ward 1	Present (arrived at 5:47) (left early)
Elizabeth Bottka-Smith, Vice Chair	Ward 2	Present
Vicki Ann Hart, Chair	Ward 3	Present
Cynthia Schiesel	Ward 4	Present
Holli McGarry	Ward 5	Absent
William O. Wills	Ward 6	Present (arrived at 5:45)
Advisory Members		
Charles A. Lagattuta	CPARB	Present
Susan Thornton	CPARB	Present
Jeremy A. Tor	CPARB	Present (arrived at 5:34)
Barry Hirsch	CPARB	Present
Ex-Officio Non-Voting Members		
Andrea Ibáñez	City Manager's Office	Present (arrived at 5:34 p.m.)
Captain Bill Washington	TPD	Present
Officer Steve Beller	TPOA	Present

Staff Present
Captain Carla Johnson, TPD
Lt. Jim McShea, TP
Lt. Perry Tarrant, TPD
Liana Perez, Independent Police Auditor
Lewis M. Anderson, City Attorney's Office
Ceci Sotomayor, Recording Secretary
Delma Moody, Recording Secretary
Visitors
Roy Warden

AGENDA ITEM	MOTION	ACTION	FOLLOW-UP RESPONSIBILITY
1. Call to Order / Roll Call: 5:32 p.m.			
2. Approval of Notes of 04/20/2004.	MOTION by Ms. Bottka-Smith, second by Ms. Elefante to approve the minutes of April 20, 2004, with correction. Voice vote passed 4 to 0. Ms. Wilber and Mr. Wills absent for vote.	<ul style="list-style-type: none"> • Correction: Date on agenda in item #3 to reflect 04/20/2004 • Correction: Scriveners error in item #14 for spelling of "waivers". 	
3. Call to the Audience		<ul style="list-style-type: none"> • Principal Assistant City Attorney Mike Anderson advised the Board that Roy Warden, citizen complainant, would not be able to speak as was planned (Agenda item 4) because "Discussion/Action" was omitted from the agenda. Mr. Anderson advised that Mr. Warden could speak under "Call to the Audience," although no questions would be allowed. A discussion ensued as to why this decision was made and how CPARB could ensure that this would not happen again. • Mr. Warden proceeded during "Call to the Audience" to address issues and concerns he has with former TPD officer CK Walter. Officer Walter arrested Mr. Warden while protesting outside of Tucson Medical Center. Mr. Warden complained that even though Officer Walter has now retired and was facing termination, Officer Walter had 13 complaints in his file since 1999. Mr. Warden would like to know why Officer Walter was not terminated for these offenses and why he was allowed to retire rather than be terminated. Mr. Warden passed out a flyer he had been distributing about Officer Walter and records he obtained on Officer Walter 	

		under the Freedom of Information Act. He also passed out a list of questions he would like TPD to answer regarding Officer Walter.	
4. Roy Warden, citizen complaint		Vacated on advice from Principal Assistant City Attorney.	
5. Follow-up presentation by TPD on numbers of officers on streets		<ul style="list-style-type: none"> Principal Assistant City Attorney Mike Anderson advised that although Capt. Carla Johnson could make her presentation under agenda item "Follow-up presentation by TPD on numbers of officers on the streets," CPARB would not be able to ask questions because "Discussion/Action" was omitted from the agenda. Capt. Johnson gave a presentation on TPD staffing levels, including the numbers for all the Field Services Division. She discussed the boundary revisions and utilization of officers. Capt. Johnson also described various programs such as Division Advisory Committees designed to improve efficiency and explained the Sector System as TPD's method of aligning divisions by the numbers and sizes of neighborhood associations. 	
6. Tucson Police Department A) TPD Updates		A) Ms. Bottka-Smith recalls that Capt. Johnson's presentation was prompted by citizen Ronald Manzi's concerns voiced at CPARB's April meeting. She remembers that one of Mr. Manzi's concerns was officers proactively patrolling in the neighborhoods. Questions were addressed to Lt. Jim McShea, who related that he would be unable to speak to the issue because Principal Assistant City Attorney Mike Anderson has advised that only Ex-officio member Capt. Washington would be able to speak at the meeting. Board member Suzanne Elefante vehemently opposed new restrictions by Mr. Anderson limiting who can speak and being limited to discussing very	

<p>B) Follow up on National Police Officers Memorial / fund raising efforts (report on local memorial May 6, 2004)</p> <p>C) Office of Internal Affairs</p>		<p>specific agenda items only. Ms. Elefante said she felt as if the Board's ability to ask questions and have discussion is being severely impeded. Capt Washington went on to explain that officers are assigned to sectors. Officers get to know the people that live within their sectors which helps them find out the problems in their areas. Capt. Washington felt this approach was similar to what Mr. Manzi described that he experienced in New York.</p> <p>.</p> <p>B) Capt. Washington reported that he received a very positive response from everyone who attended the National Police Officers memorial. He saw some national press coverage of the memorial and will try to get a copy of the video clips for CPARB to view.</p> <ul style="list-style-type: none"> • Approximately \$30,000 was raised from the community to help defray the costs of sending the family of slain Officer Patrick Hardesty, TPD Chief Miranda and 20 other TPD officers to Washington D.C. • Capt Washington also reports that the local memorial went well. • Ms. Hart welcomed and introduced the new TPOS representative, Officer Steve Beller. <p>C) Capt Washington relayed that the first batch of Customer Satisfaction surveys is scheduled to go out by Friday.</p> <ul style="list-style-type: none"> • He also reports some problems with their new software in Internal Affairs. 	
<p>7. Comments to Mayor and City Council</p>		<ul style="list-style-type: none"> • Ms. Bottka-Smith again expressed her frustration with the continued challenge of getting useful information from citizen comment line. She finds the format very difficult to follow and raised concerns about 	

		<p>some of the specific inquiries.</p> <ul style="list-style-type: none"> • On inquiry #15601, Ms. Bottka-Smith commented that the format was very confusing. • On inquiry #15632, Ms. Bottka-Smith asked if it is procedure to close an inquiry without follow-up once it is referred. Lt Tarrant explained that some of the inquiries are closed at different times (or there may be multiple closures) because the inquiry may be sent to multiple departments. • On inquiry #15758, there were questions regarding noise disturbance and issuing of special permits. • On inquiry #15768, Ms. Bottka-Smith commented favorably on the report and said it was a good summary of the action. • On inquiry #15870, Ms. Bottka-Smith asked about the policy regarding riding ATVs. Lt Tarrant answered that ATVs come under the same laws as all other motor vehicles. 	<ul style="list-style-type: none"> • Capt. Washington offered to follow-up on the questions with the actual ordinances.
8. RECESS		Recess taken from 6:43 p.m. to 6:53 p.m.	
<p>9. Office of Independent Police Auditor</p> <p>A) Monthly Contacts</p> <p>B) Community Outreach / Programs Update</p>		<p>Principal Assistant City Attorney Mike Anderson advised that Ms. Perez would be restricted to discussing only that which is listed specifically on the agenda.</p> <p>A) Ms. Perez reports that the newest version of reports will be completed by July. She expects the new reports to be more thorough and will gather more information.</p> <p>B) The Independent Police Auditor's Office is updating an outreach program targeting middle schools, high schools and charter schools. Ms. Perez participated in Teen Seek Out, a forum at Cholla High held in conjunction with Teen court. Facilitators and public policy makers were invited to serve on committees. Five high schools and several middle schools brought forth policy and</p>	

		<p>legislative proposals.</p> <ul style="list-style-type: none"> • Later this week, Ms. Perez will be meeting with four city council members from Akron, Ohio, who are attempting to form a police oversight committee. Akron is looking at different programs in the country (including Tucson's) to see which model best suits their needs. The visitors will also be meeting with CPARB Chair Vicki Hart and Vice-Chair Elizabeth Bottka-Smith, the Chief of TPD, the Mayor, some of the Tucson city council, and other police officials. 	
10. Random Review of TPD Complaints		<p>A) 04-0097, Although CPARB finds that the investigation was fair and thorough, we found it unnecessary to include in the report that the complainant was cited for false alarm. The citation has nothing to do with the complaint that was made and only serves to vilify the complainant.</p> <p>B) 04-0121. By consensus, the Board agreed that the investigation was fair and thorough and has no concerns.</p> <p>C) 03-11I00045. CPARB finds that the investigation was fair but not thorough: A thorough investigation of the reports written by the officers would have revealed in Officer McQuire's report, "There was no food or water to speak of in the carrier. The bowls that were in the carrier were the size used for a single cat." And in Officer Pickard's report, in one section he reports that, "There was food and water dish in the container (the size for a cat or small dog), but it was overturned and had nothing in it." In another section of Officer Pickard's report he states, It had no water and a few pieces of food scattered on the floor." These statements do seem to indicate that there was some food and water, even if it was minimal.</p>	

11. Review of Training Day		Ms. Hart reported that the CPARB training day went well and was very informative. She thanked all those from TPD who helped put it on.	
12. Subcommittee Reports: A) Community Outreach/Public Relations B) CPARB Customer Satisfaction Survey		A) Nothing to report. B) Nothing to report.	
13. Future Meetings and Agenda Items:		<ul style="list-style-type: none"> • Ms. Hart asked that citizen complainant Roy Warden's issue be addressed at the June meeting. • Capt. Washington suggested that his office would respond to Mr. Warden's questions in writing. • Ms. Hart also suggested that the Open Meeting Law be on the agenda for June. • Other suggestions for future agenda items included addressing hand gun issues, how orders of protection are handled, answered, and what TPD does if there is a violation, training on death notification and frequency of traffic stops. 	
14. Report from the Chair /Announcements		Ms. Hart said that she attended the Memorial and she felt it was well done.	
15. Adjournment: - Time: 8:10 P.M.	Motion by Ms. Bottka-Smith, seconded by Ms. Elefante to adjourn. Passed by a voice vote of 5 to 0. Ms. Wilber left early.		

Pursuant to Mayor and Council direction (Regular Session, September 15, 1975) the Committee's minutes are transcribed in a summary style format. Expanded versions of certain specific items, as determined by the Chairperson of the Committee, will be provided upon request. These summary minutes comply with the requirements of the State's Open Public Meeting Law.

Verbatim Tape Record on file in City Clerk's Office Available upon Request